GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department - Allegations of irregularities in execution of works of CC roads, taken up under MGNREGS programme for the financial year 2012-13 executed by the PRI Division, Vizianagaram - Disciplinary proceedings against Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently working in the O/o ENC, PR, AP, Hyderabad under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Orders - Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 524 **Dated: 26-05-2016**
Read:

1. Vigilance & Enforcement Department, Vigilance Report No.59 (C.No.481-3/V&E/E2/20132), Dt.25.08.2015.

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ORDER:

It is proposed to hold an inquiry against Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently working in the O/o Engineer in Chief, Panchayat Raj, Andhra Pradesh, Hyderabad, in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services(CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently working in the O/o Engineer in Chief, Panchayat Raj, Andhra Pradesh, Hyderabad, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently working in the O/o Engineer in Chief, Panchayat Raj, Andhra Pradesh, Hyderabad, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He, should, therefore, specifically admit or deny each article of charge.

5. Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently working in the O/o Engineer in Chief, Panchayat Raj, Andhra Pradesh, Hyderabad, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently working in the O/o Engineer in Chief, Panchayat Raj, Andhra Pradesh, Hyderabad, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently

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working in the O/o Engineer in Chief, Panchayat Raj, Andhra Pradesh, Hyderabad, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services(Conduct) Rules, 1964.

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently working in the O/o Engineer in Chief, Panchayat Raj, Andhra Pradesh, Hyderabad, **through** Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad.

The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad(with a request to serve the charges to the individual and furnish a served copy to Government).

SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

Annexure – I

Statement showing the article of charges framed against Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram presently working in the O\o the Engineer-in-Chief, PR, AP, Hyderabad.

Charge-1

That Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram presently working in the O\o the Engineer-in-Chief, PR, Hyderabad and presently working in the Office of the Engineer-in-Chief, PR, AP, Hyderabad has involved in allegations of irregularities in execution of CC Pavement with inferior quality of the work "Providing internal roads with CC drains in SC Colonies in Badam (H) of Kondalaveru (GP) of Merakamudidam (M) with an estimate cost of Rs.7.60 lakhs. He checkmeasured without ascertaining the strength of CC pavement and made payment to all the works and caused loss to Government to a tune of Rs.3,68,438/-.

Charge-2

That Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram presently working in the O\o the Engineer-in-Chief, PR, Hyderabad has involved in allegations of irregularities in execution of the work "Construction of CC road with CC drains in SC locality at Kallepalliregа (V) of L.Kota (M) with an estimate cost of Rs.6,25 lakhs and caused loss to Government to a tune of Rs.1,89,461/-.

Charge-3

That Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram presently working in the O\o the Engineer-in-Chief, PR, Hyderabad has involved in allegations of irregularities have executed and recorded 29.40 mts excess length of CC Pavement and caused loss of Rs.89,686/- to the Government Exchequer in Construction of CC road from Pappala Thoudu (H) to Tongali Bangarayya (ST) house in Pinatadivada (V) of Denakada (M) with an estimate cost of Rs.5.31 lakhs and caused loss to Government to a tune of Rs.1,18,814/-.

Charge-4

That Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram presently working in the O\o Engineer-in-Chief, PR, Hyderabad has involved in allegations of irregularities have executed CC Pavement with inferior quality in Providing internal roads with CC drains in SC locality at B.Rajeru (V) of Bondapalli (M) with an estimate cost of Rs.6.80 lakhs and caused loss to Government to a tune of Rs.3,14,451/-.

By his above mentioned act, Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, presently working in the O/o Engineer in Chief, Panchayat Raj, Andhra Pradesh, Hyderabad, failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE-II

Statement of imputations of misconduct in support of Article of Charges framed against Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram presently working in the O\o the Engineer-in-Chief, PR, AP, Hyderabad

The Vigilance & Enforcement Department vide their report No.59 (C.No.481-3/V&E/E2/2013), dt.25-08-2015 has verified the following works of Cement Concrete Roads taken up under MGNREGS programme for the financial year 2012-13 in Srikakulam and Vizianagaram Districts executed by the PRI Sub-Division, Cheepurupalli, Vizianagaram District.

Work No.1:- "Providing internal roads with CC drains in SC Colonies in Badam (H) of Kondalaveru (GP) of Merakamudidam (M) with an estimate cost of Rs.7.60 lakhs.

The work was administratively approved vide Rc.No.8664/2011, dt.12-03-2013 and technically sanctioned vide DR No.70/2012-13, dt.20-03-2013 for Rs.7.60 lakhs to the PRI Sub-Division, Cheepurupalli under MGNREGS grant.

Findings of the V&E

1. The CC Pavement executed with M30 grade concrete has failed to achieve the required Strength and hence, the entire length of CC Pavement i.e.156.85m from water tank is to be rejected. Recovery of an amount of Rs.2,84,270/- is to be proposed from the executing agency, towards the rejected category of work.

2. Recoveries proposed for excess length of CC Pavement recorded, deficiency in thickness of CC Pavement, sand filling, bed of drain and for allowing 3% form work in the data for construction of CC Pavement is arrived to an amount of Rs.84,168/- and is to be recovered from the executing agency.

3. The Executive Engineer, PRI, Vizianagararn has not check measured and obtained the Compressive Strength results of the CC Pavement before making payment.

Recovery proposed

Name & Designation	Name of the work	Item proposed for recovery	Recovery Amount (Rs.)
Sri K.Srinivas Kumar, EE	Providing internal roads with CC drains in SC Colonies in Badam (H) of Kondalaveru (GP) of Merakamudidam (M) for an estimate cost of Rs.7.60 lakhs	i. Strength of CC Pavement with M30 Grade (Rejected layer amount)	2,84,270
		ii. Sand filling under CC pavement	42,438
		iii. Thickness of bed concrete of drain	34,859
		iv. Shortfall in length of CC road bit2	6,871
		Sub-Total	3,68,438

The individual has deviated the office procedure for his personal gain and Executed CC Pavement with Inferior quality for the work Providing internal roads with CC drains in SC Colonies in Badam (H) of Kondalaveru (GP) of Merakamudidam (M).

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Work No.2:-Construction of CC road and drains in SC locality at Kallepallirega (V) of L.Kota (M) with an estimate cost of Rs.6.25 lakhs.

The work was administratively approved vide Rc.No.8664/2011, dt.26-03-2013 and technically sanctioned vide DR No.77/2012-13, dt.28-03-2013 for Rs.6.25 lakhs to the PRI Sub-Division, S.Kota under MGNREGS grant.

Findings of the V&E

1. The CC Pavement executed with M30 grade concrete has failed to achieve the required Strength and hence, the entire CC Pavement of length of 82.50m in Main road is to be rejected. The loss caused to the Government exchequer due to rejection of CC Pavement is Rs.l,48,189/- and recovery of the same amount is proposed from the executing agency towards the rejected category of work.

2. Sand filling underneath the CC Pavement was executed with deficiency in thickness.

3. CC Pavement to a length of 9.20 mt was executed for private purpose and caused loss of Rs.14,374/- to the Government and is to be recovered from the executing agency.

4. The field officers have not conducted any QC tests before and after execution of the work to ascertain the Strength of the CC Pavement executed with M30 grade.

5. The Executive Engineer, PRI, Vizianagararm has not checkmeasured and obtained the Compressive Strength results of the CC Pavement before making payment.

Recovery proposed

Name & Designation	Name of the work	Item proposed for recovery	Recovery Amount (Rs.)
Sri K.Srinivas Kumar, EE	Construction of CC road and drains in SC locality at Kallepallirega (V) of L.Kota (M) with an estimate cost of Rs.6.25 lakhs.	i. Strength of CC Pavement with M30 Grade (Rejected layer amount)	1,48,189
		ii. Wasteful expenditure	14,374
		iii. Sand filling under CC pavement of main road and VIth bit.	26,898
		Total	1,89,461

The individual has deviated the office procedure for his personal gain and allowed the following:-

i. Executed CC pavement with inferior quality in work Construction of CC road and drains in SC locality at Kallepallirega (V) of L.Kota (M) with an estimate cost of Rs.6.25 lakhs

ii. Executed and recorded 9.20 mts of CC Pavement, taken up in private land and caused loss of Rs.14,374/- to the Government exchequer.

Work No.3:- Construction of CC road from Pappala Thoudu (H) to Tongali Bangarayya (ST) house in Pinatadivada (V) of Denakada (M) with an estimate cost of Rs.5.31 lakhs.

The work was administratively approved vide Rc.No.8664/2011, dt.12-03-2013 and technically sanctioned vide DR No.54/2012-13, dt.18-03-2013 for Rs.5.31 lakhs to the PRI Sub-Division, Nellimarla under MGNREGS grant.

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Findings of the V&E

1. The CC Pavement executed with M30 grade concrete has fairly achieved the required Strength and the failure of the 3rd specimen will be treated as local failure and necessary recovery will be made from the executing agency for the deficiency observed.
2. An excess length of 29.40 m at CC Pavement is recorded and paid to the agency and caused loss to the Government exchequer for an amount of Rs.89,686/- is proposed as recovery from the executing agency towards recording of excess quantity of CC Pavement with M30 grade.
3. Sand filling underneath the CC Pavement was executed with deficiency in thickness and recovery proposed for an amount of Rs.29,128/- from the executing agency.
4. The Executive Engineer, PRI, Vizianagararn has not check measured and obtained the Compressive Strength results of the CC Pavement before making payment.
5. Internal quality control wing, V&QC, Srikakulam has not inspected the work till the date of V&E inspection, even after lapse of one year after execution of CC Pavement.

Recovery proposed

Name & Designation	Name of the work	Item proposed for recovery	Recovery Amount (Rs.)
Sri K.Srinivas Kumar, EE	"Construction of CC road from Pappala Thoudu (H) to Tongali Bangarayya (ST) house in Pinatadivada (V) of Denakada (M) with an estimate cost of Rs.5.31 lakhs	i. Excess length recorded for CC Pavement	89,686
		ii. Sand filling under CC pavement	29,128
		Total	1,18,814

The individual has deviated the office procedure for his personal gain and executed and recorded 29.40 mts excess length of CC Pavement and caused loss of Rs.89,686/- to the Government Exchequer in Construction of CC road from Pappala Thoudu (H) to Tongali Bangarayya (ST) house in Pinatadivada (V) of Denakada (M) with an estimate cost of Rs.5.31 lakhs.

Work No.4:- Providing internal roads with CC drains in SC locality at B.Rajeru (V) of Bondapalli (M) with an estimate cost of Rs.6.80 lakhs.

The work was administratively approved vide Rc.No.8664/2011, dt.12-03-2013 and technically sanctioned vide DR No.12/2012-13, dt.14-03-2013 for Rs.5.31 lakhs to the PRI Sub-Division, Gajapathinagaram under MGNREGS grant.

Findings of the V&E

1. The CC Pavement executed with M30 grade concrete has failed to achieve the required strength and the entire CC Pavement is to be rejected and an amount of Rs.2,27,985/- is proposed to be recovered from the Executing Agency.
2. Sand filling underneath the CC Pavement and CC drain bed are executed with deficiency in thickness and deficiency also observed in height of the side walls of drains and an amount of Rs. 73,466/- is proposed as recovery from the executing agency for the deficiencies observed.

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3. The Asst. Engineer and Dy.E.E have recommended for the payment of 650 bags of cement at a rate of Rs.225/- per bag before execution of finished item of CC Pavement with M30 grade. The then Executive Engineer has passed the bill on 31-3-2013. The rate of cement at the time of execution of finished item of CC Pavement (i.e.) on 27-05-2013 was Rs.205/- per bag and this caused loss to the Government to the tune of Rs.13,000/-. Hence, the difference amount of Rs.13,000/- is proposed as recovery from the executing agency for the deficiencies observed.
4. The field officers have not conducted any QC tests before and after execution of the work to ascertain the Strength of the CC Pavement with M30 grade.
5. Internal quality control wing, V&QC, Vizianagaram has not inspected the work even after lapse of one year after execution.

Recovery proposed

Name & Designation	Name of the work	Item proposed for recovery	Recovery Amount (Rs.)
Sri K.Srinivas Kumar, EE	"Providing internal roads with CC drains in SC locality at B.Rajeru (V) of Bondapalli (M) with an estimate cost of Rs.6.80 lakhs.	i. Strength of CC pavement with m30 grade (rejected layer amount)	2,27,985
		ii. Sand filling under CC pavement	43,084
		iii. Thickness of bed concrete of drain	5,404
		iv. Height of side walls of drain	24,978
		v. Excess payment for cement	13,000
		Total	3,14,451

The individual has deviated the office procedure for his personal gain and executed CC pavement with inferior quality in Providing internal road with CC drains in SC locality at B.Rajeru (V) of Bondapalli (M) with an estimate cost of Rs.6.80 lakhs.

By his above mentioned act, Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram, failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

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SECTION OFFICER

ANNEXURE – III

List of documents by which the articles of charges framed against Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram presently working in the O\o the Engineer-in-Chief, PR, AP, Hyderabad are proposed to be sustained.

Vigilance & Enforcement Department, Vigilance Report No.59 (C.No.481-3/V&E/E2/20132), Dt.25.08.2015.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

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ANNEXURE – IV

List of witnesses by whom the articles of charges framed against Sri K.Srinivas Kumar, the then Executive Engineer, PRI Division, Vizianagaram presently working in the O\o the Engineer-in-Chief, PR, AP, Hyderabad are proposed to be sustained.

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Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

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